

**LEGISLATIVE SERVICES AGENCY
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FISCAL IMPACT STATEMENT

LS 6980

BILL NUMBER: HB 1141

NOTE PREPARED: Jan 29, 2014

BILL AMENDED: Jan 28, 2014

SUBJECT: Methamphetamine Lab Disclosure in Property Sales.

FIRST AUTHOR: Rep. McNamara

FIRST SPONSOR:

BILL STATUS: CR Adopted - 1st House

FUNDS AFFECTED: X GENERAL
DEDICATED
FEDERAL

IMPACT: State

Summary of Legislation: (Amended) This bill provides that the State Police Department (and not the Indiana Criminal Justice Institute) maintains the methamphetamine laboratory web site. It provides that a property must be removed from the web site 90 days after the property has been certified decontaminated by an approved inspector. It removes a provision from the web site statute that provides records concerning a property removed from the web site are confidential. It removes provisions from the web site statute relating specifically to contaminated rental properties. The bill also removes other provisions relating to listing a property that has been decontaminated before listing on the web site and it makes other changes.

Effective Date: July 1, 2014.

Explanation of State Expenditures: (Revised) *Indiana State Police (ISP)*: This bill transfers the responsibility for maintaining the methamphetamine laboratory web site from the Criminal Justice Institute to the ISP. The bill also provides that properties must be removed from the web site 90 days after the property has been certified decontaminated. According to the ISP, these requirements can be accomplished within their existing resources.

The bill also requires the ISP to develop guidelines for receiving an approved certificate of cleanup from the Department of Environmental Management that properties have been certified as decontaminated. This provision should be able to be accomplished within the agency's customary staffing and resource levels.

Indiana Department of Environmental Management (IDEM): IDEM would have to adopt rules concerning notifying the State Police about a decontaminated property polluted by the manufacture of methamphetamine. Adopting or modifying rules are within IDEM's routine administrative functions and should be able to be

implemented with no additional appropriations, assuming near customary agency staffing and resource levels.

(Revised) *Indiana Real Estate Commission*: The Indiana Real Estate Commission would be required to amend the sales disclosure form so that owners may disclose that methamphetamine was manufactured or the dumping of waste from the manufacture of methamphetamine occurred in a residential structure on the property. Modification of the sales disclosure form should have minimal, if any, impact. The forms are available on the Commission's web site.

Explanation of State Revenues:

Explanation of Local Expenditures:

Explanation of Local Revenues:

State Agencies Affected:

Local Agencies Affected: Indiana State Police; Indiana Department of Environmental Management; Indiana Real Estate Commission.

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